

Docket No.: ALD-0002D2C1C1 PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Confirmation No.:4496

Larry WILLIAMS and Michael F. YOUNG : Group Art Unit: 2857

Application Serial No. 10/628,353 : Examiner: Patrick J. ASSOUD

Filed: July 29, 2003 : Customer No.: 34610

For: LAMP MONITORING AND CONTROL SYSTEM AND METHOD

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT

U.S. Patent and Trademark Office 2011 South Clark Place Customer Window Crystal Plaza Two, Lobby, Room 1B03 Arlington, Virginia 22202

Sir:

The owner, A.L. Air Data, Inc., of 100% percent interest in the above-identified application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,604,062 B2. The owner hereby agrees that any patent so granted on the application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any

patent granted on the application and is binding upon the grantee, its successors or assigns.

05/04/2004 YPOLITE1 00000087 10628353

01 FC:2814

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that the statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

The undersigned is an attorney of record and therefore the certification under 37 C.F.R. § 3.73(b) is not required.

Docket No. ALD-000D2C1C1

App. Ser. No. 10/628,353

An amount of \$55.00 (Check No. <u>11844</u>) for the terminal disclaimer fee under 37 C.F.R. § 1.20(d) is included. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 16-0607 and please credit any excess fees to such deposit account.

Respectfully submitted, FLESHNER & KIM, LLP

Mark L. Fleshner Registration No. 34,596 Garth D. Richmond Registration No. 43,044

P.O. Box 221200 Chantilly, Virginia 20153-1200 703 766-3701 MLF/GDR:bhs

Date: May 3, 2004

Please direct all correspondence to Customer Number 34610